

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: :
Michelle Washington : Case No.: 18-12388-MDC
Debtor(s) : Chapter 13

**MOTION FOR SPECIFIC RELIEF FROM THE AUTOMATIC STAY TO PROCEED IN
DIVORCE PURSUANT TO 11 U.S.C §362**

The Debtor hereby moves this Court, pursuant to 11 U.S.C. 362, for specific relief from the Automatic Stay provided under Section 362(a) as to all creditors to allow equitable distribution in divorce. In support of this motion, Debtor states as follows:

1. Michelle Washington, hereinafter referred to as “Debtor”, filed a petition under Chapter 13 Bankruptcy on or about April 10, 2018.
2. The Chapter 13 filing was assigned case number 18-12388-MDC.
3. The Chapter 13 Plan was confirmed by this Honorable Court on or about June 13, 2019.
4. On or about December 26, 2018, the Debtor filed for Divorce in the Court of Common Pleas of Delaware County (January TERM, 2018 No.: 0202).
5. At this time, the Debtor, the Plaintiff in the divorce matter, would like to proceed with her divorce in State Court and obtain a final divorce decree.
6. As a result, the Debtor is seeking specific relief from the Automatic Stay to allow the divorce to proceed and finalize.
7. In light of the above circumstances, it is respectfully requested than at Order be entered granting Specific Relief from the Automatic Stay, in order to allow the Divorce proceedings to conclude.

WHEREFORE, the Debtor, respectfully requests that the Court enter an Order: (i) Granting this Motion, (ii) Granting specific relief from the automatic stay to allow the divorce to continue, and a divorce decree (iii) Granting Debtor such other and further relief to which they may be justly entitled.

Dated: April 20, 2020

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